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July 6, 2022

VIA ECF

The Honorable John G. Koeltl
United States District Judge
United States District Court
Southern District of New York
Daniel Patrick Moynihan
United States Courthouse
500 Pearl Street
New York, New York 10007-1312

*The Court will refer the case to
M. J. Gorenstein for settlement.
The parties should contact M. J. Gorenstein's
Chambers for scheduling.
The parties should report to the
Court within 7 days of the conclusion of
mediation before M. J. Gorenstein.*

RE: National Gen. Ins. Co. v. Radonic, et al
Case No.: 20-CV-03876-JGK-GWG

Dear Judge Koeltl:

*All deadlines before this
Court are stayed pending the result
of mediation. So ordered.
7/7/22 JGK/Koeltl/USDC*

This firm represents the plaintiff, National General Insurance Company ("NGIC"), in the above-captioned lawsuit. This correspondence, requesting a stay of proceedings and/or referral for mediation and a stay of deadlines pending its outcome, is submitted jointly by the parties appearing herein.

Respectfully, the parties jointly request a stay of those further proceedings prescribed in Your Honor's Order of June 8, 2022, in conjunction with a referral to Magistrate Judge Gorenstein to allow for global mediation between all stakeholders to this action, the underlying tort action, and a companion E&O action brought by the Radonic defendants against their broker. It is requested that the remaining trial deadlines set in Your Honor's Order of June 8, 2022, be stayed until the Magistrate determines the parties have either settled or reached an impasse. It is further respectfully requested that such mediation be ordered to take place before August 19, 2022, the date upon which the summary judgment motion in the underlying tort action is returnable.

Respectfully, the parties agree that this is an efficacious opportunity to attempt a global settlement, given the Court's recent ruling on the parties' cross-summary judgment motions, the pending motion for summary judgment in the underlying state tort action, and the stay of proceedings in the broker state court action pending resolution of this action. Given the status of these proceedings, we believe that valuable judicial resources can be preserved in pursuit of potential global resolution.



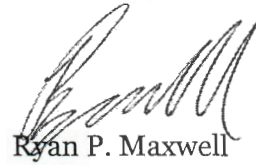


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Thank you for the Court's consideration.

Respectfully submitted,

HURWITZ FINE P.C.



Ryan P. Maxwell

cc: All Parties via ECF

